

DIRECTOR OF CENTRAL INTELLIGENCE DIRECTIVE NO. 1/7¹

CONTROLS FOR DISSEMINATION AND USE OF INTELLIGENCE AND INTELLIGENCE INFORMATION

(Approved 21 February 1962)

Pursuant to the provisions of NSCID No. 1 (New Series, revised 18 January 1961), paragraph 2 a (5), and paragraph 5, and for the purpose of protecting intelligence, intelligence information, and intelligence sources and methods from unauthorized disclosure, the following procedures are established to control uniformly the dissemination and use of intelligence and intelligence information.

1. The basic control for the safeguarding of classified information is established by Executive Order No. 10501, as amended. Section 7 (c) of Executive Order No. 10501 stipulates that classified defense information originating in a department or agency will not be disseminated outside another receiving agency without permission of the originating agency, except as provided in Section 102 of the National Security Act of 1947, as amended. Accordingly, in order to increase the effectiveness of their operations, the USIB members are agreed that intelligence components of USIB member departments and agencies may:

a. through authorized processing facilities, reproduce intelligence documents originally issued by another, unless these have been otherwise excepted; and,

b. disclose to the intelligence components of other USIB agencies information from documents originally issued by another unless the original dissemination of the document was specifically limited.

The control markings and procedures set forth below shall be utilized by an originating agency to restrict the internal dissemination and use of intelligence and intelligence information by a receiving agency, or to permit the dissemination of such information outside of the receiving agency. Such restrictive or permissive action is to be consonant with the protection of intelligence, intelligence information and of the intelligence sources and methods involved.

2. The standardized control markings and procedures set forth in this Directive are to be employed uniformly by all departments and agencies in the intelligence community thereby assuring like control and restrictions on the use of intelligence and intelligence information disseminated within the departments and agencies represented on the United States Intelligence Board. The substance of this Directive shall be published in the appropriate regulatory or notice media of each agency or department.

¹ This Directive supersedes DCID No. 11/2 of 11/15/54.

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3. Whenever an originating department or agency deems it necessary to provide special controls for intelligence or intelligence information, either by virtue of the substance of the information itself or to provide additional protection of intelligence sources and methods, the appropriate control marking or markings shall be placed upon the document. Any document disseminated or used within or outside the intelligence community and bearing any of the control markings set forth in this Directive shall be controlled carefully by all recipients in strict conformity with the requirements and restrictions of this Directive. Oral and visual disclosures of information are to be in conformity with the intent and requirements of this Directive.

4. Intelligence Information

a. Use in Finished Intelligence

(1) In order to facilitate the maximum use of intelligence information, the intelligence components of the USIB give advance consent that classified intelligence information not bearing any control markings may be used in a classified finished intelligence document and disseminated as the producer of the finished intelligence deems appropriate and necessary, which may include release to foreign governments.

(2) The information, however, must be paraphrased and used in the text in a manner which effectively conceals the originating agency, the source, the place and date acquired and the manner of acquisition; in addition, if disclosed to a foreign government, no reference shall be made to documents upon which the finished intelligence is based.

(3) Exceptions to paragraph 4 a (2) above may be arranged between interested agencies.

b. Other Uses

Intelligence information when quoted or extracted, unless otherwise excepted, may be used in digests, other documents and machine document storage systems provided control markings of the information, if any, and identification of source documents are reproduced with the information. Intelligence information so used shall not be released to foreign governments without the permission of the agency originating the information.

5. Under the conditions of paragraph 4 a (2) of this Directive, NSA has the advance consent of the intelligence components of USIB to use in its product, as deemed necessary, classified intelligence information not bearing any control markings, except certain CIA designated documents, and include it in release to foreign governments.

6. In accordance with paragraph 3 above, the following markings shall be used for the control of intelligence and intelligence information within the U.S. Government and to foreign nationals.

a. DISSEMINATION WITHIN THE U.S. GOVERNMENT

(1) WARNING NOTICE — SENSITIVE SOURCES AND METHODS INVOLVED

This marking shall be employed in the absence of any other suitable marking to inform all recipients that the information is sensitive and requires special controls and a severely limited distribution. For the purpose of this marking, such intelligence is identified as that classified intelligence, the unauthorized disclosure of which could lead to counteraction (a) jeopardizing the continued productivity of intelligence sources or methods which provide intelligence vital to the national security or (b) offsetting the value of intelligence vital to the national security.

Document: The dissemination of the document shall be severely limited to those who have a clear need-to-know.

Use : The control marking must carry over onto any other document or publication in which the information is incorporated. All recipients, whether the information is furnished to them orally, visually or in writing, must be advised of the sensitivity of the information and the damaging effect to the national security if disclosed without authorization. The information shall not be disseminated outside of authorized channels or released publicly in any manner without the permission of the originating agency and an assessment by the appropriate Intelligence Chief as to the risks to the national security and to the intelligence sources and methods involved.

(2) CONTROLLED DISSEM

This marking shall be utilized where source protection, including the proprietary interests of commercial sources, would warrant limiting the dissemination of the document. This marking may also be applied for dissemination control purposes to assist in identifying that intelligence material which by category or classification is by USIB-approved policy and other directives prohibited from dissemination to contractors.

Document: The dissemination of the document shall be limited to civilian employees and active duty military personnel within the intelligence components of the USIB member agencies, and to those senior officials of the member agencies who must act upon the information. However, unless specifically controlled in accord-

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Excluded from automatic
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declassification

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ance with paragraph 8 hereof, the document may be released to those components of the departments and agencies of the U.S. Government directly participating in the production of National Intelligence. **IT SHALL NOT BE DISSEMINATED TO CONTRACTORS.** It shall not be disseminated to organizations or personnel, including consultants, under a contractual relationship to the U.S. Government without the written permission of the originator.

Use : The information may be used in classified finished intelligence without carrying over the control marking provided the requirements of paragraph 4 a (2) above are followed.

(3) NO DISSEM ABROAD

This marking shall be employed to preclude the dissemination of a document outside the States of the United States except as determined by the originator in order to satisfy special conditions.

Document: The document shall not be disseminated outside the States of the United States.

Use : The information may be used in classified finished intelligence without carrying over the control marking provided the requirements of paragraph 4 a (2) above are followed.

(4) BACKGROUND USE ONLY

This marking shall be employed to preclude the inclusion of the information in any other document or publication. This marking is intended solely to control the use of the information.

Document: This marking does not affect the dissemination of the document.

Use : The information is not to be included in any other document or publication.

b. RELEASE TO FOREIGN GOVERNMENTS²

The policy and procedures for the release of classified defense information to foreign governments are established by the Presidential Directive of 23 September 1958, "Basic Policy Governing the Release of Classified Defense Information to Foreign Governments," as revised 23 April 1960.

²For the purposes of this Directive, no release of a classified intelligence document, whether or not bearing a control marking, shall be made to U.S. employed, utilized or integrated foreign nationals without the permission of the originating agency.

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(1) Classified Intelligence Documents Not Bearing Control Markings

Document: Classified intelligence documents even though they bear no control markings shall not be released to foreign governments without the prior permission of the originating agency.

Use : Information contained in classified intelligence documents not bearing any control markings may be used in classified finished intelligence and released to foreign governments in accordance with paragraph 4 a of this Directive.

(2) When the originating agency predetermines that intelligence information must not be released in any form to foreign governments, the following marking shall be employed:

NO FOREIGN DISSEM

Document: The document must not be released to foreign governments.

Use : The information must not be released in any form to foreign governments. The control marking must carry over on all documents and publications in which the information is incorporated.

7. Any recipient agency or department desiring to use, quote, extract, summarize, disseminate or release a document marked with a control in a manner contrary to the limitation of that control marking, must obtain the permission of the originating agency. Permission from the originating agency to utilize, in whole or part, any intelligence or intelligence information in a manner other than specified by the control markings applies only to the specific purpose of the requester and does not automatically apply to all recipients of the information as originally disseminated, unless the originating agency removes the control markings for the benefit of all recipients.

8. Nothing in this Directive shall supersede or augment the requirements on the control, use and dissemination of Restricted Data, Formerly Restricted Data, or COMINT, including information related to COMINT and COMINT activities, made by or under existing statutes, directives and Presidential policy. The control markings and procedures set forth in this Directive will not apply to information originated by the Federal Bureau of Investigation as that Bureau has established controls over the dissemination and use of its information. Further, the markings of this Directive do not supersede special indicators or project designators utilized by the various departments and agencies for established distribution of material. In addition, these markings and procedures do not affect other control measures or markings such as FOR OFFICIAL USE ONLY, established by the various departments and agencies for infor-

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mation subject to laws concerning copyright, libel, slander, and communications, nor other information which for moral, ethical or legal reasons must be protected by other control measures.

9. The publication of this Directive shall not abrogate the control markings applied to documents prior to 21 August 1962 under authority of DCID No. 11/2 (approved 11/15/54). These markings are: NOT RELEASABLE TO FOREIGN NATIONALS, NO DISSEM ABROAD, NSC PARTICIPATING AGENCIES ONLY, INTELL COMPONENTS ONLY, LIMITED, CONTINUED CONTROL, BACKGROUND USE ONLY, and FOR OFFICIAL USE ONLY. Any question concerning these markings shall, in conformance with paragraph 7 be referred to the originating agency. The provisions of this Directive shall become effective six months after its publication.

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Director of Central Intelligence